



09-26-05

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TRANSMITTAL

VIA EXPRESS MAIL No: EV689841601US

To The Honorable Commissioner
of Patents and Trademarks
P.O. Box 1450
Alexandria, V.A. 22313-1450

LAW
BUSINESS
TECHNOLOGY

Re: U.S Patent Application 10/757,296 for "SPARRING KNIFE WITH MARKING SYSTEM"; From(Provisional Patent Application 60/439,692; Filed: January 13, 2003); Filed: January 13, 2004; Inventors: David Shulman & James Gummer; Examiner: Carl Stuart Miller; Art Unit: 3747

Dear Sir:

Enclosed please find the following:

1. Election/Response to the Restriction Requirement dated August 23, 2005
2. Our post card. Please date stamp and return

Please charge any unanticipated fees to our Deposit Account No. 03-3565 (a duplicate copy of this charge authorization is attached.)

Thank you for your cooperation and assistance.

Respectfully submitted,

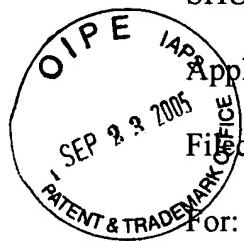
Royal W. Craig
Reg. No. 34,145

I HEREBY CERTIFY that on September 23, 2005 one copy of the above-referenced documents were transmitted by Express with the United States Postal Service for delivery to the United States Patent and Trademark Office.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SHULMAN et al.



Appln. No. 10/757,296

Group Art Unit: 3747

Filed: 13 Jan 2004

Examiner: Carl Stuart Miller

For: SPARRING KNIFE WITH MARKING SYSTEM

* * *

ELECTION/RESPONSE

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

In response to the Restriction Requirement dated 23 August 2005, the Applicants provisionally elects Species II, Fig. 4 (Simulated sharp-edged weapon with chalk retaining member), the claims being readable thereon comprising claims 16-27. The Examiner has acknowledged that claims 1 and 16 are currently generic. Consequently, this election is provisional and is intended to operate only if claim 1 is determined to be unpatentable over prior art.

Respectfully submitted,



Royal Craig
Attorney for Applicant
Reg. No. 34,145
Date: September 23, 2005

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